United States District Court

EASTERN DISTRICT OF WISCONSIN

ArrivalStar S.A. and Melvino Technologies Limited

V.

Catalyst Int'l, Inc. and RedPriairie Corporation

SUMMONS IN A CIVIL CASE

CASE NUMBER:

TO: (Name and Address Defendant)

Catalyst Int'l, Inc.
8989 North Deerwood Drive
Milwaukee, WI 53223

RedPrairie Corporation
20700 Swenson Drive
Waukesha, WI 53186

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (Name and Address)

Bruce C. O'Neill and Diane Slomowitz
Fox, O'Neill & Shannon, S.C.
622 North Water Street, Suite 500
Milwaukee, WI 53202
-and-
Matthew McAndrews, Frederick C. Laney and Robert Conley
Niro, Scavone, Haller & Niro
181 West Madison Street, Suite 4600
Chicago, IL 60602

an answer to the complaint which is served on you with this summons, within ________ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must filed with the Clerk of this Court within a reasonable period of time after service.

SOFRON B. NEDILSKY
CLERK

DATE

(BY) DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN

ARRIVAL STAR S.A. and MELVINO TECHNOLOGIES LIMITED, Plaintiffs, v. CATALYST INT'L, INC. and REDPRAIRIE CORPORATION, Defendants.	Civil Action No.: **JURY TRIAL DEMANDED**

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiffs, Arrival Star s.a. and Melvino Technologies Limited (collectively, "ArrivalStar"), complains of defendants, Catalyst Int'l, Inc. ("Catalysts") and RedPrairie Corp. ("RedPrairie") (collectively, "Defendants"), as follows:

NATURE OF LAWSUIT

1. This action involves claims for patent infringement arising under the patent laws of the United States, Title 35 of the United States Code. This Court has exclusive jurisdiction over the subject matter of the Complaint under 28 U.S.C. ' 1338(a).

THE PARTIES

2. Arrival Star s.a. is a corporation organized under the laws of Luxembourg and having offices at 67 Rue Michel, Welter L-2730, Luxembourg and Melvino Technologies Limited is a corporation organized under the laws of the British Virgin Island of Tortola, laving a principal place of business at P.O. Box 3152, RG Hodge Building, Road Town, Tortola, British Virgin Islands (collectively, "Arrival Star"). Arrival Star owns all rights title and interest in, and has standing to sue for infringement of United States Patent No.

6,904,359 ("the '359 patent"), entitled "Notification Systems and Methods with User-Definable Notifications Based Upon Occurrence of Events," issued June 7, 2005 (Exhibit A) and United States Patent No. 6,748,318 ("the '318 patent"), entitled "Advanced Notification Systems and Methods Using a Computer Network," issued June 8, 2004 (Exhibit B).

3. Defendant Catalyst is a Delaware corporation with a place of business at 8989 North Deerwood Drive, Milwaukee, Wisconsin 53223. Catalyst transacts business and has provided to customers in this judicial District and throughout the State of Wisconsin services that infringe claims of the '359 and '318 patents.

4. Defendant RedPrairie is a Delaware corporation with a place of business at 20700 Swenson Drive, Waukesha, Wisconsin 53186. RedPrairie transacts business and has provided to customers in this judicial District and throughout the State of Wisconsin services that infringe claims of the '359 and '318 patents.

5. Venue is proper in this district under 28 U.S.C. ' ' 1391 and 1400(b).

DEFENDANT'S ACTS OF PATENT INFRINGEMENT

6. Catalyst has infringed claims of the '359 and '318 patent through, among other activities, the use of the automated and advance notification features of its CatalystCompass Alerts solution. Catalyst has also infringed the '359 and '318 patent by knowingly and actively inducing others to infringe, and by contributing to the infringement by others of, such patents.

7. Catalyst's infringement, contributory infringement, and inducement to infringe has been willful and deliberate and has injured and will continue to injure ArrivalStar, unless and until this Court enters an injunction prohibiting further infringement and, specifically, enjoining further use of methods and systems that come within the scope of the '359 and '318 patents.

8. RedPrairie has infringed claims of the '359 and '318 patent through, among other activities, the use of the automated and advance notification features of its Event Management solutions. RedPrairie has also infringed the '359 and '318 patent by knowingly and actively inducing others to infringe, and by contributing to the infringement by others of, such patents.

9. RedPrairie's infringement, contributory infringement, and inducement to infringe has been willful and deliberate and has injured and will continue to injure ArrivalStar, unless and until this Court enters an injunction prohibiting further infringement and, specifically, enjoining further use of methods and systems that come within the scope of the '359 and '318 patents.

PRAYER FOR RELIEF

WHEREFORE, ArrivalStar asks this Court to enter judgment against Defendants, and against their subsidiaries, affiliates, agents, servants, employees and all persons in active concert or participation with them, granting the following relief:

A. An award of damages adequate to compensate ArrivalStar for the infringement that has occurred, together with prejudgment interest from the date that Defendants' infringement of the '359 and '318 patents began;

B. Increased damages as permitted under 35 U.S.C. ' 284;

C. A finding that this case is exceptional and an award to ArrivalStar of its attorneys' fees and costs as provided by 35 U.S.C. ' 285;

D. A permanent injunction prohibiting further infringement, inducement and contributory infringement of the '359 and '318 patents; and,

E. Such other and further relief as this Court or a jury may deem proper and just.

JURY DEMAND

ArrivalStar demands a trial by jury on all issues presented in this Complaint.

FOR ARRIVAL STAR S.A. AND MELVINO TECHONOLGIES, LIMITED

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